

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

July 12, 2002

IN RE:)	
)	DOCKET NO.
GENERIC DOCKET TO CONSIDER)	02-00434
TECHNOLOGY ADVANCES)	

ORDER

This docket came before the Pre-Hearing Officer for consideration of the *Agreed Motion Regarding Filing Deadlines During the Week of July 1st Through July 5th, 2002*.

On April 26, 2002, the Pre-Hearing Officer issued a *Notice of Filing* directing interested persons and entities who wished to file comments on the scope of this docket to do so by May, 24, 2002. On May 24, 2002, the Consolidated CLECs¹ filed their *Consolidated CLEC Comments*. United Telephone-Southeast, Inc., Sprint Communications Company, L.P. and BellSouth Telecommunications, Inc. also filed comments on May 24, 2002.

On June 13, 2002, the Pre-Hearing Officer issued an order directing the Consolidated CLECs to supplement their comments by July 15, 2002. Specifically, the order directed the Consolidated CLECs to provide a detailed description of the technology advances impacting each item listed in the attachment to the *Consolidated CLEC Comments* and to describe in detail how each advance has reduced the cost of the affected item.

¹ The Consolidated CLECs are: The Association of Communications Enterprises; AT&T Communications of the South Central States, LLC; TCG Midsouth, Inc.; Cinergy Communications Company; DIECA Communications, Inc. d/b/a Covad Communications Company; ITC/DeltaCom Communications, Inc.; MCI WorldCom Communications, Inc.; MCImetro Access Transmission Services, LLC; Brooks Fiber Communications of Tennessee, Inc; Network Telephone Corporation; NewSouth Communications Corp.; and Birch Telecom, Inc.

On June 28, 2002 the Consolidated CLECs filed a *Motion for Reconsideration* of the June 13, 2002 order. The Consolidated CLECs argued that the June 13, 2002 order is unreasonable in that it requires the Consolidated CLECs to “prove their entire case before the Authority establishes the scope of the proceeding and determines what will be accomplished in the docket.”² Responses to the *Motion for Reconsideration* were due on July 5, 2002 pursuant to TRA Rule 1220-1-2-.06(2).

On July 8, 2002 the parties filed an *Agreed Motion Regarding Filing Deadlines During the Week of July 1st through July 5th, 2002* requesting that the existing due dates be modified such that the responses to the *Motion for Reconsideration* would be due on July 12, 2002 and the supplemental comments would be due on July 19, 2002. In support of their motion, the parties cited the fact that they had been informed that the Tennessee Regulatory Authority would not accept filings from July 1 through July 5, 2002 due to the extensive closure of the government of the State of Tennessee.³

The Pre-Hearing Officer finds that good cause exists for the requested extensions and that the extensions will not unreasonably delay the outcome of this docket. Therefore, the Pre-Hearing Officer finds that the agreed motion should be granted such that responses to the *Motion for Reconsideration* should be filed on July 12, 2002 and the deadline for filing supplemental comments should be suspended pending disposition of the *Motion for Reconsideration*.

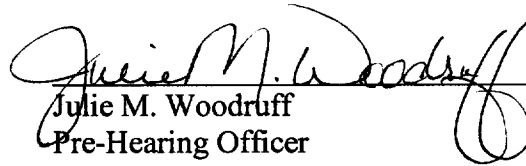
IT IS THEREFORE ORDERED THAT:

- 1) Responses to the *Motion for Reconsideration* shall be filed on or before **Friday, July 12, 2002**.

² *Motion For Reconsideration*, 3 (Jun. 28, 2002).

³ See *Agreed Motion Regarding Filing Deadlines During the Week of July 1st through July 5th, 2002*, 1 (Jul. 8, 2002).

2) The deadline for supplementing the *Consolidated CLEC Comments* is suspended pending disposition of the *Motion for Reconsideration*.


Julie M. Woodruff
Pre-Hearing Officer